

UTILITY PATENT APPLICATION AND FEE TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))



25268

PATENT, TRADEMARK OFFICE

Attorney Docket No. BIOL0067

Date: July 28, 2003

Inventor(s): William E. Ortyn and David A. Basiji

Title IMAGING AND ANALYZING PARAMETERS OF
SMALL MOVING OBJECTS SUCH AS CELLSFULL NAME OF 1ST NAMED INVENTOR: William E. Ortyn COUNTRY OF CITIZENSHIP: US

RESIDENCE ADDRESS OF INVENTOR: 11546 Matsu Place, Bainbridge Island, Washington 98110

FULL NAME OF 2ND NAMED INVENTOR: David A. Basiji COUNTRY OF CITIZENSHIP: US

RESIDENCE ADDRESS OF INVENTOR: 6538 Greenwood Avenue North, Seattle, Washington 98103

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Commissioner for Patents
Mail Stop Patent Application
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal (BELOW)
2. ☒ Applicant(s) claims small entity status. See 37 C.F.R. § 1.27.
3. ☒ Specification [Total Pages 46]
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 24] {FORMAL}
5. ☒ Oath or Declaration [Total Pages 2]
 - a. ☒ Newly executed (original or copy)
 - b. ☐ Copy from a prior application (37 C.F.R. § 1.63(d)) (for continuation/divisional with Box 17 completed) [Note Item 5 below]
- ii. DELETION OF INVENTOR(S)
☐ Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 C.F.R. § 1.76
7. ☐ CD-ROM or CD-R in duplicated, large table or Computer Program (Appendix)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. ☐ Specification Sequence Listing on: ☐ i. CD-ROM or CD-R (2 copies); or ☐ ii. Paper
 - c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R. § 3.73(b) Statement (when there is an assignee) _____ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 _____ Copies of IDS Citations
13. ☐ Preliminary Amendment

14. ☒ Return Receipt Postcard (MPEP 503) (Should be itemized specifically)
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☐ NONPUBLICATION REQUEST: Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☐ Other: _____
18. If a **CONTINUING APPLICATION**, check appropriate box, and supply the requisite information below and in a preliminary amendment:
____ Continuation ____ Divisional ____ Continuation-in-part (CIP) ____ of prior application No: ____ / ____

Prior application information: Examiner: _____ Group / Art Unit: _____

This application is a continuation-in-part application of a copending patent application Serial No. 09/967,257, filed on October 12, 2001, which is a continuation-in-part application of a copending patent application Serial No. 09/820,434, filed on March 29, 2001, which is a continuation-in-part application of patent application Serial No. 09/538,604, filed on March 29, 2000, now U.S. Patent No. 6,211,955 issued April 3, 2001, which itself is a continuation-in-part application of patent application Serial No. 09/490,478, filed on January 24, 2000, now U.S. Patent No. 6,249,341 issued June 19, 2001, which is based on a provisional application Serial No. 60/117,203, filed on January 25, 1999, the benefit of the filing dates of which is hereby claimed under 35 U.S.C. § 120 and 35 U.S.C. § 119(e). Copending patent application Serial No. 09/967,257, noted above, is also based on provisional application Serial No. 60/240,125, filed on October 12, 2000, the benefit of the filing date of which is hereby claimed under 35 U.S.C. § 119(e).

For CONTINUATION OR DIVISIONAL APPLICATIONS only: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein. This incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

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July 28, 2003

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the Commissioner for Patents,



☐ ADS

Application Data Sheet

☐ A...

Amendment Including Elections

☐ A.PE

Preliminary Amendment

☐ REM

Applicant Remarks in Amendment

☐ IDS

IDS Including 1449

☐ 371P

PCT Papers in a 371P Application

☐ FOR

Foreign Reference

☐ NPL

Non-Patent Literature

☐ FRPR

Foreign Priority Papers

☐ ARTIFACT

Artifact

☐ BIB

Bib Data Sheet

☐ WCLM

Claim Worksheet

☐ WFEE

Fee Worksheet

☐ APPENDIX

Appendix

☐ COMPUTER

Computer Program Listing

☐ SPEC NO

Specification Not in English

☐ N417

Copy of EFS Receipt Acknowledgement

Provisional

☐ AF/D

Affidavit or Exhibit Received

☐ DIST

Terminal Disclaimer Filed

☐ PET.

Petition

er Request Filed

ent

D JOB

☐ DUPLEX